

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF OKLAHOMA**

MGM RESTAURANTS, INC., and)	
WWRs INC., d/b/a MAZZIO'S,)	
)	
Plaintiffs,)	No. CIV-12-485-W
)	
v.)	
)	
PHILADELPHIA INDEMNITY)	
INSURANCE COMPANY,)	
)	
Defendant.)	

NOTICE OF DISMISSAL WITH PREJUDICE

Pursuant to Fed. Rule Civ. P. 41(a)(1)(A)(i), Plaintiffs, MGM Restaurants, Inc., and WWRs Inc., d/b/a Mazzio's, hereby stipulate that this action and all claims herein are dismissed with prejudice as to Defendant, Philadelphia Indemnity Insurance Company¹. Each party is to pay its own attorneys fees and costs as may have been incurred and are due in this action.

¹ Philadelphia Indemnity Insurance Company has not entered an appearance in this matter; thus, it is not necessary that Philadelphia Indemnity Insurance Company join in this Dismissal. Fed. R. Civ. Proc. Rule 41(a)(1)(A)(ii).

Respectfully submitted,

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